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6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE DISTRICT OF ARIZONA
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9 United States of America,) CR 02-1147-001-PHX-FJM
10 Plaintiff,)
11 vs.)
12 Joel Jimenez-Gutierrez,) **ORDER**
13 Defendant.)
14 _____)

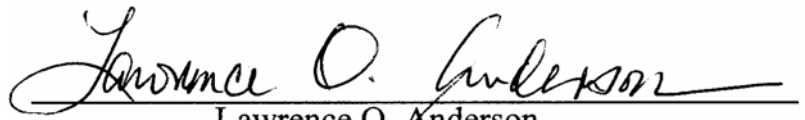
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16 An initial appearance on the Petition on Supervised Release was held on November
17 14, 2005.

18 **THE COURT FINDS** that the Defendant has knowingly, intelligently, and
19 voluntarily waived his right to a detention hearing and a preliminary revocation hearing and
20 has consented to the issue of detention being made based upon the allegations in the Petition.

21 **THE COURT FURTHER FINDS** that the Defendant has failed to sustain his burden
22 of proof by clear and convincing evidence pursuant to Rule 46(c) FED.R.CRIM.P. that he
23 is neither a flight risk nor a danger to the community. United States v. Loya, 23 F.3d 1529
24 (9th Cir. 1994).
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1 **IT IS ORDERED** that the Defendant shall be detained pending further order of the
2 court.

3 DATED this 15th day of November, 2005.

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7 Lawrence O. Anderson
8 United States Magistrate Judge
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